

16 (1) Are substantially related to the provision of electric services to commercial data
17 centers; and

18 (2) Would not have been incurred but for the electric demand of such commercial data
19 centers,

20 shall be included in any rates or charges approved or allowed to go into effect under Code
21 Section 46-2-25 or 46-2-26 unless such rates or charges are designed to recover such costs
22 solely from commercial data centers or, at least, substantially recover such costs from
23 commercial data centers.

24 (b) As used in this Code section, the term 'commercial data center' means a facility,
25 campus of facilities, or array of interconnected facilities in this state that is used by an
26 entity or other business enterprise to operate, manage, or maintain a computer, group of
27 computers, or other organized assembly of hardware and software for the primary purpose
28 of processing, storing, retrieving, or transmitting data and that has a peak demand of 100
29 megawatts or greater."

30 **SECTION 2.**

31 This Act shall become effective upon its approval by the Governor or upon its becoming law
32 without such approval.

33 **SECTION 3.**

34 All laws and parts of laws in conflict with this Act are repealed.